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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

ANTHONY HOROVITZ,

Defendant.

CASE NO.: 2:12-cr-00472-JAD-CWH

**STIPULATION AND ORDER TO EXTEND DEADLINE DATE TO RESPOND TO
GOVERNMENT'S MOTION FOR INSTALLMENT PAYMENT ORDER [48] FIFTH
REQUEST**

IT IS HEREBY STIPULATED by and between Anthony Horovitz, Defendant, by and through his counsel, Paola M. Armeni, Esq., and Gia N. Marina, Esq., of the law firm of Clark Hill, PLLC, and the Plaintiff, United States of America, by and through Jason Frierson, United States Attorney, and Summer A. Johnson, Assistant United States Attorney, to extend the time for the Defendant to respond to Government's Motion for Installment Payment Order [DKT 48], filed on July 7, 2022.

IT IS HEREBY FURTHER STIPULATED AND AGREED that the deadline for filing any response be extended up to and including September 27, 2022.

This Stipulation is entered into for the following reasons:

1. The Response deadline date is September 14, 2022 [DKT 56].

- 1 2. The law firm of Clark Hill PLLC was retained on July 14, 2022.
- 2 3. Defense Counsel is in constant communication with the Government working toward an
- 3 effective resolution for all parties.
- 4 4. Defense Counsel has prepared a comprehensive proposal to resolve this matter to the
- 5 satisfaction of all parties.
- 6 5. Defense Counsel is awaiting receiving one final document from their client in order to
- 7 send the proposal, with all supporting documentation, to the Government's counsel.
- 8 6. This Stipulation is necessary in order to allow Government's counsel the necessary time
- 9 to review the proposal and make a decision as to whether the proposal is sufficient to resolve
- 10 this matter without the necessity to reinstate briefing.
- 11 7. For these reasons, the parties agree that the Response to the Motion for Installment
- 12 Payment Order will be filed on September 27, 2022.
- 13 8. The additional time requested herein is not sought for purposes of delay and the denial
- 14 of this request for a continuance could result in a miscarriage of justice.
- 15 9. For all of the above-stated reasons, the ends of justice would be best served by the
- 16 continuance of the Response to Motion for Installment Payment Order.
- 17 10. This is a Fifth Request for a continuance of the response to the Motion for Installment
- 18 Payment Order.

19 JASON FRIERSON
20 UNITED STATES ATTORNEY
21 DISTRICT OF NEVADA

CLARK HILL PLLC

22 DATED this 13th day of September, 2022.

DATED this 13th day of August, 2022.

23 /s/ Summer A. Johnson
24 SUMMER A. JOHNSON
25 Assistant United States Attorney
26 Attorneys for Plaintiff,
27 UNITED STATES OF AMERICA

23 /s/ Gia N. Marina
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25 PAOLA M. ARMENI
26 GIA N. MARINA
27 Attorney for Defendant,
28 ANTHONY HOROVITZ

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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

ANTHONY HOROVITZ,

Defendant.

CASE NO.: 2:12-cr-00472-JAD-CWH

FINDINGS OF FACT, CONCLUSION OF LAW AND ORDER

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court hereby finds that:

CONCLUSIONS OF LAW

Based on the fact that counsel has agreed to a continuance, the Court hereby concludes that:

1. The Response deadline date is September 14, 2022 [DKT 56].
2. The law firm of Clark Hill PLLC was retained on July 14, 2022.
3. Defense Counsel is in constant communication with the Government working toward an effective resolution for all parties.
4. Defense Counsel has prepared a comprehensive proposal to resolve this matter to the satisfaction of all parties.
5. Defense Counsel is awaiting receiving one final document from their client in order to send the proposal, with all supporting documentation, to the Government's counsel.
6. This Stipulation is necessary in order to allow Government's counsel the necessary time to review the proposal and make a decision as to whether the proposal is sufficient to resolve this matter without the necessity to reinstate briefing.
7. For these reasons, the parties agree that the Response to the Motion for Installment Payment Order will be filed on September 27, 2022.

1 8. The additional time requested herein is not sought for purposes or delay and the denial of
2 the denial of this request for a continuance could result in a miscarriage of justice.

3 9. For all of the above-stated reasons, the ends of justice would be best served by the
4 continuance of the Response to Motion for Installment Payment Order.

5 10. This is a Fifth Request for a continuance of the response to the Motion for Installment
6 Payment Order.

7 11. The ends of justice are served by granting said continuances and outweigh the best
8 interest of the public and since the failure to grant said continuances would be likely to result in
9 a miscarriage of justice, as it would deny the parties herein sufficient time, and the opportunity,
10 within which to effectively and thoroughly prepare and file responses, and replies, and taking
11 into account the exercise of due diligence.

12 **ORDER**

13 **IT IS FURTHER ORDERED** that the deadlines for filing of responsive pleading, is hereby
14 due on or before September 27, 2022.

15 **IT IS FURTHER ORDERED** that the deadlines for filing a reply is hereby due on or before
16 October 4, 2022.

17 **DATED** this 14th day of September 2022.

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19 _____
20 **UNITED STATES DISTRICT COURT JUDGE**
21 **CASE NO.: 2:12-cr-00472-JAD-CWH**
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